

REMARKS

Claims 1-34 are pending in the present application. Claims 1-30 were canceled by Preliminary Amendment. By virtue of this response, no claims have been cancelled, claims 31-33 have been amended, and no new claims have been added. Accordingly, claims 31-34 are currently under consideration. Amendment and cancellation of certain claims is not to be construed as a dedication to the public of any of the subject matter of the claims as previously presented. Support for the amendments may be found in the specification as filed, including in the claims as filed. It is believed that no new matter has been added by virtue of this amendment.

Request for Amended Specification

The examiner objected to the specification as allegedly “not in the proper English vernacular.” In response, applicant reviewed the specification and submits herewith amendments to correct various grammatical errors and to add SEQ ID NOs.

Rejections under 35 USC § 112

Claims 31-33 are rejected under 35 USC § 112, second paragraph, as allegedly being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

The examiner stated that claim 31 was unclear due to recitation of “remains functional to a yeast site-specific flippase recombinase.” In response, applicant amended claim 31 to clarify what was intended by this phrase.

The examiner stated that claim 32 was unclear due to recitation of “insertion a right arm.” In response, applicant amended claim 32 to clarify what was intended by this phrase.

The examiner stated that claim 33 was unclear due to recitation of "and most part." In response, applicant amended claim 33 to clarify this claim.

CONCLUSION

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejection of the claims, reconsider the claims as amended, and to pass this application to issue. If it is determined that a telephone conference would expedite the prosecution of this application, the Examiner is invited to telephone the undersigned at the number given below.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing docket no.

529872000112. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

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Respectfully submitted,

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